

## EXHIBIT 9

**C L I F F O R D  
C H A N C E**

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Sean Carter, Esq.  
Cozen O'Connor  
1900 Market Street  
Philadelphia, PA 19103

August 22, 2012

**03-MD-1570: Supplemental Requests for Production to Dubai Islamic Bank**

Dear Mr. Carter:

We are writing in response to Plaintiffs' supplemental requests for production to Dubai Islamic Bank ("DIB") dated July 31, 2012. None of the requests to DIB are the consequence of newly discovered facts. We fail to see why Plaintiffs unreasonably delayed service of these requests, leaving DIB a scant 30 days to both respond to the requests and to conduct numerous searches in response to the 43 requests (in addition to the 108 requests served in 2010). We believe these requests are improper.

First, Plaintiffs served these supplemental requests on DIB on July 31, 2012. Thus, responses are due on September 4, 2012. September 4, 2012, however, is after the close of discovery. Such discovery must be served such that responses are due prior to the close of discovery. See, e.g., *Jones v. Hirschfeld*, 01-cv-7585, 2003 WL 21415323 (S.D.N.Y. June 19, 2003) ("Both sides should be aware that the discovery deadline date is the date on which discovery should be complete; it is not the last date on which a party can serve discovery requests. 'Generally, discovery requests are to be made sufficiently inside the discovery period to allow for a response prior to the discovery cut-off date. Discovery requests which are served too late in the discovery period to allow for a timely response, have been disallowed.'" (quoting *Gavenda v. Orleans County*, 182 F.R.D. 17, 20 (W.D.N.Y. 1997))); *Fitzgibbon v. Sanyo Securities America, Inc.*, 92-cv-2818, 1994 WL 281928 (S.D.N.Y. June 22, 1994) ("Plaintiff's document request was untimely and will be disallowed for that reason" when counsel "waited until less than thirty days prior to the discovery cut-off date to serve Plaintiff's first request for the production of documents."). Cf. N.D.N.Y. Local Rules of Practice Rule 16.2.

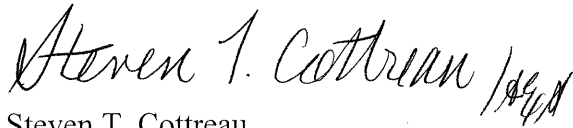
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Second, most of the new requests seek account information for names of certain people and organizations. This supplemental discovery approach is inconsistent with the agreement we reached with Plaintiffs over a year ago. *See* Letter to Sean Carter dated July 7, 2011 (attached as Ex. 1). Last summer, you sent us a list of proposed search terms. On September 8, 2011, we sent Plaintiffs a revised list of search terms we planned to run on an account database. *See* Letter to Sean Carter dated September 8, 2011 (attached as Ex. 2). On September 22, 2011, we sent Plaintiffs another letter further outlining revisions and updates to this list. *See* Letter to Sean Carter dated September 22, 2011 (attached as Ex. 3). We invited you to propose additions, but you never responded. *See* Exs. 1 & 2. We then undertook an expensive process of using those search terms to find related accounts, including sending U.S. lawyers to Dubai to oversee the project on multiple occasions. Now, Plaintiffs wish to supplement those terms with new requests and force DIB to re-do the process, costing significant time, money, and resources. To re-do this process is unreasonable and unduly burdensome.

Accordingly, Plaintiffs' supplemental requests are untimely and objectionable in their entirety. Hence, DIB will not be providing documents in response to these untimely document requests.

Sincerely,

A handwritten signature in black ink, reading "Steven T. Cottreau". The signature is written in a cursive, flowing style. To the right of the main signature, there is a smaller, less legible handwritten mark that appears to be "1/2/11".

Steven T. Cottreau

Enclosures (3)

cc: Alan Kabat  
Counsel of record (by email)

ATTACHMENT

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**Via Email**

July 7, 2011

Sean P. Carter, Esq.  
Cozen O'Connor  
1900 Market Street  
Philadelphia, PA 19103

***Re: In re Terrorist Attacks of September 11, 2001, 03-md-1570 (S.D.N.Y.)***

Dear Sean:

I am writing to clarify the current status of our discussions regarding Plaintiffs' Responses To Dubai Islamic Bank's First Set of Requests For Production Of Documents And Tangible Things ("Plaintiffs' Responses") and Dubai Islamic Bank's ("DIB") Responses and Objections to Plaintiffs' First Set of Document Requests ("DIB's Responses"). As you know, the parties have met and conferred several times in an effort to resolve any outstanding disputes regarding Plaintiffs' Responses and DIB's Responses. Below is our understanding of the disputes that the parties have raised and the current status of those issues. Please let us know if we have misstated in any way your position on any of these issues or if we have omitted any agreement that we have reached during our discussions. We remain ready to discuss these issues further at your convenience so that we can try to resolve any remaining issues and move forward in discovery.

**I. DUBAI ISLAMIC BANK'S FIRST SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS AND TANGIBLE THINGS ("DIB'S REQUESTS")**

With respect to DIB's Requests, we discussed certain issues DIB had with Plaintiffs' Responses and have reached the following understandings during our meet and confer sessions.

**A. Plaintiffs' General Objections**

DIB inquired whether Plaintiffs intend to withhold any documents responsive to DIB's Requests based on the General Objections section set forth in Plaintiffs' Responses. Plaintiffs stated that they do not intend to withhold any responsive documents based on the General

Objections and will inform DIB if Plaintiffs actually withhold any documents based on any General Objection.

**B. Other Objections**

DIB inquired as to whether Plaintiffs plan to withhold any documents based upon any of the objections that are repeated throughout Plaintiffs' Responses—these objections are in some cases labeled as objections (a) through (h) (*e.g.*, Plaintiffs' Response to DIB Request No. 1), though more frequently the repeated objections are labeled (a) through (g) (*e.g.*, Plaintiffs' Response to DIB Request No. 4). Plaintiffs confirmed that they do not intend to withhold any documents on the basis of any of these repeated objections, with the possible exception of certain documents that Plaintiffs may withhold on the basis of privilege or work product protection. In the event that Plaintiffs withhold documents on the grounds of privilege or work product protection, Plaintiffs agreed to include those documents on a privilege log in a manner consistent with any privilege log agreement reached by the parties.

**C. Documents Received From Third Parties**

DIB asked whether Plaintiffs planned to produce all documents that they obtained from third parties that are responsive to any of DIB's Requests. Plaintiffs agreed to produce all responsive documents they have received from third parties, including documents obtained from public sources, with the following exception: Plaintiffs may withhold documents created by consulting experts in connection with the litigation on the grounds of privilege or work product protection, in which case Plaintiffs will include such documents on a privilege log.

**D. DIB's Request Nos. 6 and 52**

DIB's Request Nos. 6 and 52 seek all documents and tangible things relevant to DIB's or any Plaintiff's claims or defenses in the case. Plaintiffs objected to these Requests as overly broad and unduly burdensome in seeking documents and tangible things relevant to claims and defenses pertaining exclusively to defendants other than DIB. In response, DIB agreed to narrow these Requests as follows:

Document Request No. 6 now seeks "All documents relevant to any of DIB's defenses or any of Plaintiff's claims against DIB in the above-captioned case."

Document Request No. 52 now seeks "Any tangible thing relevant to any of DIB's defenses or any of Plaintiff's claims against DIB in the above-captioned case."

Plaintiffs agreed to produce all documents responsive to these requests as narrowed.

**E. DIB's Request No. 7**

In Plaintiffs' Responses, Plaintiffs raised a number of objections to DIB's Request No. 7. DIB agreed to narrow that request as follows:

Document Request No. 7 now seeks "All documents concerning DIB that are related to or relevant to any of the allegations, claims, or defenses in the above-captioned case."

Plaintiffs agreed to produce all documents responsive to this request as narrowed.

**II. PLAINTIFFS' FIRST SET OF DOCUMENT REQUESTS ("PLAINTIFFS' REQUESTS")**

With respect to Plaintiffs' Requests, we discussed certain issues Plaintiffs had with DIB's Responses and have reached the following understandings during our meet and confer sessions.

**A. Document Request Responses**

Plaintiffs inquired whether DIB intends to produce documents or to make them available for inspection in the U.A.E. DIB stated it planned to produce the categories of documents that it agreed to produce in DIB's Responses. Plaintiffs similarly confirmed that they also planned to produce documents responsive to DIB's Requests rather than make such documents available for inspection.

**B. Definitions Used In Plaintiffs' Requests**

**1. Conformity with Local Rules**

DIB objected to the definitions set forth in Plaintiffs' Requests to the extent they differ from the Local Rules of the United States District for the Southern District of New York ("Local Rules"). Plaintiffs stated their belief that their Definitions generally conform to the definitions set forth in the Local Rules. DIB believes that the definitions in the Local Rules should prevail and will respond to the requests accordingly.

**2. Definition of "United Arab Emirates" or "U.A.E."**

Plaintiffs questioned DIB's objection to Plaintiffs' definition of "United Arab Emirates" or "U.A.E." DIB explained that this definition is overly broad to the extent that it goes beyond the government and its representatives and requires DIB to identify members of various ruling families. The parties agreed to limit the definition as follows: "The terms 'United Arab Emirates' or 'U.A.E.' shall mean the United Arab Emirates, including any agency, instrumentality, organ, political subdivision, official, representative, or agent of the United Arab Emirates."

### C. DIB's Search Methodology

#### 1. Search Terms

Throughout DIB's Responses, DIB proposed using a search term methodology in response to a number of objections that DIB raised to Plaintiffs' Requests. See, e.g., DIB's Responses to Plaintiffs' Request Nos. 1-8, 10, 11, 15, 16-19, 24-26, 29, 30, 32, 37, 38, 43, 44, 69, and 78-82. As set forth in DIB's Responses, DIB explained that it would search certain of its records systems using as search terms of the names of individuals and entities as identified in Plaintiffs' Requests. Plaintiffs asked that DIB include additional search terms. DIB agreed to do so provided that the additional list of terms was not subject to a valid objection, such as unduly burdensomeness or irrelevance. DIB also suggested that Plaintiffs include on that list (a) names in Arabic because many records are not in English and (b) alternative spellings of both English and Arabic names that it would like searched. Plaintiffs agreed to provide for DIB's consideration a proposed list of additional search terms, including terms in Arabic and alternate spellings of terms. We understand that you have been assembling a list of search terms. We believe that time is now of the essence to provide us with that list so that we can attempt to conclude the search process and related pulling of records by the document discovery deadline.

#### 2. Beneficial Ownership & Signatory Authority

Several of Plaintiffs' Requests seek documents concerning beneficial ownership of and signatory authority over accounts held in the names of alleged al Qaeda members. (*See, e.g.*, Plaintiffs' Requests Nos. 1, 3, 5, 7, 10, 11, 15, 20, and 21.) DIB objected to these requests in part because these Requests are unduly burdensome. Plaintiffs asked whether it was possible to use search terms to electronically search for information about beneficial ownership of accounts and signatory authority over accounts. DIB agreed to determine whether such an electronic search was possible.

#### 3. Irrelevant Hits on Search Terms

Plaintiffs asked about the meaning of DIB's use of the phrase "provided that the search for such documents does not yield a voluminous number of documents for multiple persons or entities with names containing a search term (in which case Dubai Islamic Bank will be willing to meet and confer with Plaintiffs) or documents pertaining solely to persons or entities who have not been affiliated with al Qaeda" in certain of DIB's Responses.

DIB explained that this phrase clarifies that DIB will not necessarily produce all documents that are identified using the search term methodology if it appears from the search results that certain individuals are not relevant to the claims or defense in this case. Such a result may occur, for example, when an individual coincidentally has the same name as another individual who may be allegedly affiliated with al Qaeda. Plaintiffs did not object to the exclusion of such irrelevant hits on search terms, but asked that DIB identify instances when it

excludes such documents from its production. DIB agreed that it would disclose to Plaintiffs instances where it excludes information from its production despite a positive search term match.

4. Checks

DIB objected to the production of “cleared or canceled checks” in its Responses. Plaintiffs inquired about the objection. DIB explained that generally checks are stored in transaction records for each branch organized by the date the transaction was processed. As a result, checks are co-mingled with all other checks cashed on the same date by a particular branch. Indeed, even locating the correct box in storage may be difficult. To find a single check, if it exists, is thus very burdensome. Given this recordkeeping situation, the parties agreed to address on a case-by-case basis at a later stage the issue of whether DIB needs to pull particular checks referenced in account statements that DIB produces.

**D. Plaintiffs’ Request No. 22**

Plaintiffs’ Request No. 22 seeks certain documents concerning an alleged “July 1999 Meeting(s)” in the U.A.E. between the U.S. government, U.A.E. government, and DIB regarding Osama bin Laden. DIB responded that it would produce certain responsive non-privileged documents. Plaintiffs asked whether DIB intended to exclude otherwise responsive documents that concerned a meeting between the U.S. and U.A.E. government officials, if DIB officials also did not attend the meeting. DIB agreed that Plaintiffs’ definition of “July 1999 Meeting(s)” would include a meeting between U.S. and U.A.E. government officials that was not attended by DIB officials.

**E. Plaintiffs’ Request No. 26**

Plaintiffs’ Request No. 26 seeks correspondence exchanged between DIB and the U.A.E. government relating to an alleged July 1999 meeting. DIB responded that it will produce any non-privileged responsive correspondence between it and the U.A.E. government relating to any July 1999 meeting concerning allegations that DIB was associated with any individual or entity included in the Search Terms. Plaintiffs stated that this response is too narrow. The parties agreed to the following amended Response by DIB:

Subject to and without waiving the foregoing Specific Objections and General Objections, Dubai Islamic Bank will produce non-privileged correspondence, if any exists,

between Dubai Islamic Bank and the U.A.E. government relating to any July 1999 Meeting(s).<sup>1</sup>

**F. Plaintiffs' Request No. 28**

Plaintiffs' Request No. 28 seeks documents regarding any accounts discussed at an alleged July 1999 Meeting. DIB objected to this Request as vague, ambiguous, overly broad, unduly burdensome, and uncertain. Plaintiffs inquired about this objection. DIB explained that it is currently unaware of any accounts allegedly discussed at the alleged meeting and therefore is unable to produce any documents responsive to this Request.

**G. Plaintiffs' Request No. 29**

The parties discussed DIB's Response to Plaintiffs' Request No. 29. Plaintiffs expressed the concern that DIB's Response failed to capture certain communications between the U.S. government and the U.A.E. As a result, DIB agreed to modify its Response by adding the words "or the U.A.E." following the phrase "U.S. government to Dubai Islamic Bank."

**H. Plaintiffs' Requests Nos. 29-30 and 89-105**

Plaintiffs' Requests Nos. 29-30 and 89-106 seek information concerning DIB's alleged associations with the Taliban, Hamas, and other organizations. DIB objected to these Requests in part because they were overly broad, unduly burdensome, and sought information not relevant to a claim or defense of any party. Plaintiffs stated that they disagree with DIB's position and contend that such topics are relevant. DIB explained that it did not believe that this information was relevant to Plaintiffs' claims and that defining the scope of responsive documents was exceedingly difficult, as evidenced by parties' experience in defining al Qaeda. The parties agreed to revisit the issue.

**I. Plaintiffs' Requests Nos. 33-36**

Plaintiffs' Requests Nos. 33-36 seek documents related to the 1998 U.S. Embassy bombings. DIB objected to these requests in part because the information Plaintiffs seek related the 1998 Embassy bombings is overly broad, unduly burdensome and not relevant to a claim or defense of any party. The parties agreed to revisit the issue.

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<sup>1</sup> The phrase "July 1999 Meeting(s)" has the same meaning as set forth in Plaintiffs' Request No. 22 and DIB's Response thereto.

**J. Plaintiffs' Request No. 37**

Plaintiffs' Request No. 37 concerns DIB accounts frozen after the September 11, 2001 attacks. In its response to this request, DIB raised a number of objections, but agreed to produce certain documents related to accounts held in the names of specific individuals. Plaintiffs stated their concern that DIB's Response would exclude all documents for accounts explicitly identified as being related to al Qaeda by government officials in correspondence with DIB if those accounts failed to match one of the names specified in DIB's Response. In response, DIB agreed to produce any correspondence from the U.S. or U.A.E. governments that identifies a person as being affiliated with al Qaeda and to produce for any account in the same name of such a person the documents set forth in part (iii) of DIB's Response to Request No. 37.

**K. Plaintiffs' Request No. 43**

Plaintiffs' Request No. 43 seeks "all documents relating to any investigation, inquiry, audit, due diligence or analysis conducted by the U.A.E., relating in any way to DIB." DIB objected to the Request on a number of grounds and, as set forth in detail in its Response, offered to produce such documents to the extent that they concern al Qaeda and certain related persons. Plaintiffs' have asked that DIB produce documents responsive to this request that relate to terrorism financing in general. The parties agreed to revisit the issue.

**L. Plaintiffs' Requests Nos. 46-64**

The parties also have discussed DIB's Responses to Plaintiffs' Requests No. 46.64, which concern DIB's Fatwa and Shariah Supervision Board. DIB has raised a number of objections to Plaintiffs' Requests. DIB, however, confirmed that it would not withhold any documents based on its objection that the term "Fatwa and Shariah Supervisory Board" is vague and ambiguous. In addition, DIB agreed to consider whether it could produce to Plaintiffs a document setting forth the Board's role at DIB. To overcome undue burdensomeness objections, Plaintiffs also offered to propose a list of search terms for DIB to use to electronically search the Board's records. DIB raised relevance concerns related to the records but agreed to determine whether DIB's Fatwa and Shariah Supervision Board possesses records that may be searched electronically.

**M. Politically Exposed Persons**

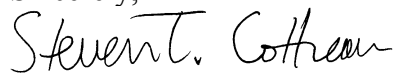
Plaintiffs questioned why DIB excluded documents concerning Politically Exposed Persons ("PEPs") from its Responses to certain of Plaintiffs' Requests. DIB stated that it contends that documents concerning PEPs are not relevant to a claim or defense of any party. Plaintiffs stated that they disagree with this position. While DIB did not agree that documents concerning PEPs are relevant, DIB agreed to consider producing a document setting forth DIB's account policies regarding PEPs.

**CLIFFORD CHANCE US LLP**

\* \* \*

We look forward to continuing our discussions with you in an effort to resolve these outstanding issues.

Sincerely,

A handwritten signature in black ink that reads "Steven T. Cottreau". The signature is written in a cursive, flowing style.

Steven T. Cottreau

## Exhibit 2

**C L I F F O R D  
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Via Email

September 8, 2011

Sean P. Carter, Esq.  
Cozen O'Connor  
1900 Market Street  
Philadelphia, PA 19103

***Re: In re Terrorist Attacks of September 11, 2001, 03-md-1570 (S.D.N.Y.)***

Dear Sean:

I hope you are well.

I am writing in response to Plaintiffs' search term proposal of July 15, 2011. As you know, Dubai Islamic Bank's (DIB) Responses and Objections to Plaintiffs' First Set of Document Requests (DIB's Responses) contained search term methodologies to identify responsive records to certain requests.

During our meet and confer sessions, Plaintiffs asked for the opportunity to supplement the list of search terms set forth in DIB's Responses, including providing alternative spellings of names, aliases, and Arabic spellings of names of individuals that DIB agreed to search. As set forth in my letter to you of July 7, 2011, "DIB agreed to do so provided that the additional list of terms was not subject to a valid objection, such as unduly burdensomeness or irrelevance."

On July 15, 2011, we received from your colleague Scott Tarbutton two documents with lengthy lists of names that you requested that DIB use to search its electronic account recording keeping system: (i) a United Nations list entitled "The Consolidated List established and maintained by the 1267 Committee with respect to Al-Qaida, Usama bin Laden, and the Taliban and other individuals, groups, undertakings and entities associated with them," and (ii) a list entitled "Other Individuals and Entities Associated With Osama Bin Laden And The Al Qaeda Terrorist Organization" (collectively, "Plaintiffs' Lists").

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The two lists you have provided contain over 2,900 names. A search for all of the search terms on Plaintiffs' Lists is neither reasonable nor required. To search for every member of the Taliban or every person ever affiliated with al Qaeda—no matter the timeframe or relationship to the September 11 attacks—is simply a fishing expedition at DIB's great expense.

First, searching the more than 2,900 names on Plaintiffs' Lists is unduly burdensome. Converting these lists into database search queries is time consuming and thus expensive. Moreover, the cost does not end there. As we noted in DIB's Responses and further clarified in my letter of July 7, 2011, each account that is identified as a result of each search may not in fact be related to the claims and defenses in this case. This will be the case if an unrelated individual shares the exact same name as an individual included in Plaintiffs' Lists. Accordingly, DIB must sort through the results of the search for each term and determine whether the person is in fact relevant to this case. (As we agreed previously, DIB will disclose to Plaintiffs each instance that DIB has excluded information from our production despite a positive search term match.) To conduct this process for individuals that Plaintiffs have no reason to believe are connected to DIB in any way and are not connected to the attacks of September 11 is unduly burdensome.

Second, as highlighted by the excessive number of terms on Plaintiffs' Lists, the lists are patently overbroad and beyond the scope of discoverable information as set forth in Rule 26. Most of the individuals and entities listed have no alleged ties to the September 11 attacks. Rather, Plaintiffs' Lists appears to be comprised of every known or suspected member of al Qaeda, regardless of whether they were involved with the September 11 attacks or even affiliated with al Qaeda at the time of the attacks. For example, Plaintiffs' Lists include the names of a number of individuals who were either deceased or in U.S. custody years before the September 11 attacks or were children at the time of the attacks. Moreover, the lists include almost 400 search terms for individuals with alleged links to the Taliban with no apparent connection to al Qaeda or the September 11 attacks.

Instead, in addition to the search terms set forth in DIB's Responses, we will agree to search for the 194 names that we have included on Attachment A to this letter. These represent the full name search terms (including alternative spellings) for the individuals on Plaintiffs' Lists that we have been able to identify as having been mentioned in the 9/11 Commission's Report as having a connection with the terrorist attacks of September 11, 2001.

We will conduct the search for these additional 194 search terms in the same fashion as we have agreed to search the other terms in DIB's Responses: we will search for exact matches on the search term in the full name accountholder field in DIB's electronic account record keeping

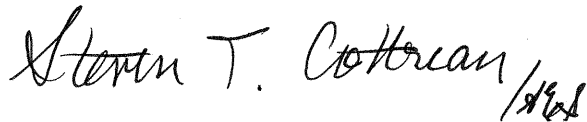
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system and will produce for each match any non-privileged account opening and closing documents, Know-Your-Customer or other customer due diligence reports, suspicious activity or transaction reports, account numbers, monthly account statements, annual account statements, account notices, real estate records, records of assets, loan records, audit work papers, audit reports, and wire transfers, if any exist, from January 1, 1992 to September 11, 2001. The agreement is subject to the same provisos that we have previously discussed and that were included in DIB's responses: we will not produce such information if a search term yields a voluminous number of documents for multiple persons or entities with the same name as a search term (in which case DIB will meet and confer with Plaintiffs) or if the documents pertain solely to a person or entity that is not affiliated with al Qaeda.

We are happy to discuss the issue further with you at your convenience. In addition, if we have omitted any individual on Plaintiffs' Lists that was identified by the 9/11 Commission as being connected with the terrorist attacks of September 11, 2001, please let us know and we will include the search terms related to that individual in our search.

Sincerely,

A handwritten signature in cursive script that reads "Steven T. Cottreau". To the right of the signature, there is a small, stylized mark that appears to be initials or a date, possibly "1/16/18".

Steven T. Cottreau

## Attachment A

أسامة محمد عوض بن لادن

Usama Muhammed Awad Bin Laden  
Usama Bin Laden  
Usama Bin Muhammed Bin Awad, Osama Bin Laden  
Ben Laden Osama  
Ben Laden Ossama  
Ben Laden Usama  
Bin Laden Osama Mohamed Awdh  
Bin Laden Usamah Bin Muhammad  
Shaykh Usama Bin Ladin  
Usamah Bin Muhammad Bin Ladin  
Usama bin Ladin  
Osama bin Ladin  
Osama bin Muhammad bin Awad bin Ladin  
Usama bin Muhammad bin Awad bin Ladin  
Abu Abdallah Abd Al-Hakim  
Al Qaqa

خالد شيخ محمد

Khalid Sheikh Mohammed  
Khalid Shaikh Mohammed  
Salem Ali  
Fahd Bin Adballah bin Khalid  
Ashraf Refaat Nabith Henin  
Khalid Adbul Wadood  
Mukhtar al Baluchi  
al Mukh  
Abdulrahman Abdullah al Ghamdi  
Salem Ali  
Abdul Majid  
Abdullah al Fak'asi al Ghamdior  
Meer Akram

ابو حفص المصري

Abu Hafs al Masri  
Sheikh Taysir Abdullah  
Abu Hafs  
Abu Sitta  
Abu Hafs al Kabir  
Abu Khadijah  
Abu Fatima  
Mohammed Atef

محمد محمد الأمير عوض السيد عطا

Mohamed Atta  
Mohamed Mohamed el Amir Awad el Sayed Atta  
Muhammad Muhammad al Amir Awad as Sayyid Atta  
Mohamed el Amir Awad el Sayed Atta  
Mehan Atta  
Mohammad el Amir  
Muhammad Atta  
Mohamed el Sayed  
Mohamed Elsayed  
Muhammad al Amir  
Awag al Sayyid Atta  
Muhammad al Amir  
Awad al Sayad  
Mohamed el Amir

مصطفى الهوساوي

Mustafa Ahmed al Hawsawi  
Mustafa Ahmed al Hisawi  
Shaykh Said  
Mustafa Muhammed Ahmed  
Mustafa Ahmed  
Hashim Abd al Rahman  
Hashem Abdulrahman  
Hashem Abderahman  
Hashim Abdourahman  
Hashem Abdollahi  
Muhammad Adnan  
Muhammad Ahanad  
Abderahman Mustafa

عمار البلوشية

Ali Abdul Aziz Ali  
Ammar al Baluchi  
Isam Mansur  
Isam Mansar  
Isam Mansour  
Hani (Fawaz TRDNG))

رمزي بن الشيبة

Ramzi Bin Al Shibh  
Ramzi Mohamed Abdullah Binalsheidah  
Ramzi Mohammed Abdullah Binalshibh  
Ramzi Mohammed Abdellah Omar  
Abu Ubaydah  
Umar Muhammad Abdallah Ba Amar

مروان يوسف محمد رشيد لكراب الشحي

Marwan al Shehhi

Marwan Yousef Mohamed Rashid Lekrab al Shehhi  
Marwan Yusuf Muhammad Rashid Lekrab ash Shehhi  
نواف الحازمي

Nawaf al Hamzi  
Nawaf Muhammed Salim al Hazmi  
Nawaf al Hazmi

سعيد باهجي

Said Bahaji  
Zouheir Al Maghribi  
Mohamed Abbattay  
Abderrahmane Al Maghribi

زياد سمير جراح

Ziad Jarrah  
Ziad Samir Jarrah  
Ziyad Samir Garrah  
Ziad Jarrah Jarrat  
Ziad Jarrahi  
Ziad Samir al Jarrah  
Ziyad Samir Jarrah

هاني صالح حسن حنجور

Hani Hanjour  
Hani Saleh Hasan Hanjour  
Hani Salih Hasan Hanjur

خالد المحضار

Khalid al Mihdhar  
Khalid Muhammad Abdallah al Mihdhar  
Sannan al Makki  
Khalid bin Muhammad  
Addallah al Mihdhar  
Khalid Mohammad al Saqaf

زكريا الصبار

Zakarya Essabar  
Zakariya Essabar

أنور ناصر عبدالله العولقي

Anwar Nasser Abdulla Al-Aulaqi  
Anwar al-Aulaqi  
Anwar al-Awlaki  
Anwar al-Awlaqi  
Anwar Nasser Aulaqi

Anwar Nasser Abdullah Aulaqi  
Anwar Nasser Abdulla Aulaqi

سعيد الغامدي

Saeed al Ghamdi  
Saeed Abdallah Ali Sulayman al Ghamdi  
Sa'id al Ghamdi

احمد صلاة سعيد الغامدي

Ahmed al Ghamdi  
Ahmed Salah Said al Ghamdi  
Ahmad Salat Sa'id al Ghamdi

حمزة الغامدي

Hamza al Ghamdi  
Hamza Alghamdi

مهند الشهري

Mohand al Shehri  
Mohand Muhammed Fayiz al Shehri  
Muhand ash Shehr  
Mohammed al Shehhi  
Mohald al Shehri

ماجد مشعان موقد

Majed Moqed  
Majed Mashaan Ghanem Moqed  
Majid Moqid Mushan bin Ghanim  
Majad Masha an Muqad

سطوم السقامي

Satam al Suqami  
Satam Muhammed Abdel Rahman al Suqami  
Satam as Suqami

أحمد بن عبد الله النامي

Ahmed al Nami  
Ahmed bin Abdullah al Nami  
Ahmad bin Abdullah al Nami

عبد العزيز العمري

Abdulaziz al Omari  
Abd al Aziz al Umari

سالم الحازمي

Salem al Hamzi  
Salem al Hazmi  
Salam al Hazmi

وائل الشهري

Wail al Shehri  
Wail Mohammed al Shehri  
Wail ash Shehri

وليد الشهري

Waleed al Shehri

Waleed Mohammed al Shehri

Walid ash Shehri

فايز راشد احمد حسن القاضي بني حمد

Fayez Banihammad

Fayez Rashid Ahmed Hassan al Qadi Banihammad

Fayaz Rashid Ahmad Hassan al Qadi Bani Hammad

Fayez Ahmad

Banihammad Fayez Abu Dhabi Banihammad

Fayez Rashid Ahmed

Rasid Ahmed Hassen Alqadi

Abu Dhabi Banihammad Ahmed Fayez

احمد ابراهيم الحزناوي

Ahmad al Haznawi

Ahmed Ibrahim al Haznawi

Ahmad Ibrahim al Haznawi

وليد محمد صالح بن رشيد بن عطاش

Walid Bin Attash

Walid Muhammad Salih bin Attash

Walid Muhammad Salih bin Roshayed bin Attash

Khallad bin Attash

Saleh Saeed Mohammed bin Yousaf

Tawfiq Muhammad Salih bin Rashid

منير المتصدق

Mounir el Motassadeq

Mounir el Moutassadeq

## Exhibit 3

**C L I F F O R D  
C H A N C E**

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Via E-mail

September 22, 2011

Sean P. Carter, Esq.  
Cozen O'Connor  
1900 Market Street  
Philadelphia, PA 19103

***Re: In re Terrorist Attacks of September 11, 2001, 03-md-1570 (S.D.N.Y.)***

Dear Sean:

I am writing to follow up on my letter to you of September 8, 2011, which detailed Dubai Islamic Bank's ("DIB") plan to search its electronic account record keeping system for the 194 search terms listed on Attachment A to that letter and the terms set forth in DIB's Responses to Plaintiffs' First Set of Document Requests. In preparing to search for those terms, we have made the following revisions to the list of search terms that DIB is in the process of searching ("DIB List").

First, we have removed the duplicate instances of two search terms: "Salem Ali" and "Muhammad al Amir." Both were listed twice on the lists provided to us by Plaintiffs. As we have only removed the duplicates, this alteration will have no effect on the results of the search.

Second, the search term "Hani (Fawaz TRDNG))" was erroneously transcribed on Attachment A to my prior letter with an extra parenthesis. We have corrected that term to "Hani (Fawaz TRDNG)."

Third, we believe that the United Nations list provided to us by Plaintiffs erroneously lists the search term "Usama Bin Muhammed Bin Awad, Osama Bin Laden" as a single name. We have therefore split this term into two separate search terms: "Usama Bin Muhammed Bin Awad" and "Osama Bin Laden."

Fourth, we believe that DIB's electronic account record keeping system, at various points in time, may not have reflected special characters present in certain search terms (such as hyphens, periods, parentheses, commas, and accent marks). Accordingly, for each term

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containing such special characters, we have added additional search terms that attempt to take into account alternative ways in which these names could have been stored.

As a result of these modifications and the inclusion of the search terms set forth in DIB's Responses to Plaintiffs' First Set of Document Requests, the total number of search terms on the revised DIB List is 261. We are in the process of searching this revised list of 261 search terms using the methodology that we set forth previously.

Sincerely,

  
Steven T. Cottreau

Enclosure

## DIB List

- 1 أسامة محمد عوض بن لادن
- 2 Usama Muhammed Awad Bin Laden
- 3 Usama Bin Laden
- 4 Usama Bin Muhammed Bin Awad
- 5 Osama Bin Laden
- 6 Ben Laden Osama
- 7 Ben Laden Ossama
- 8 Ben Laden Usama
- 9 Bin Laden Osama Mohamed Awdh
- 10 Bin Laden Usamah Bin Muhammad
- 11 Shaykh Usama Bin Ladin
- 12 Usamah Bin Muhammad Bin Ladin
- 13 Usama bin Ladin
- 14 Osama bin Ladin
- 15 Osama bin Muhammad bin Awad bin Ladin
- 16 Usama bin Muhammad bin Awad bin Ladin
- 17 Abu Abdallah Abd Al-Hakim
- 18 Abu Abdallah Abd Al Hakim
- 19 Abu Abdallah Abd AlHakim
- 20 Al Qaqa
- 21 خالد شيخ محمد
- 22 Khalid Sheikh Mohammed
- 23 Khalid Shaikh Mohammed
- 24 Salem Ali
- 25 Fahd Bin Adballah bin Khalid
- 26 Ashraf Refaat Nabith Henin
- 27 Khalid Adbul Wadood
- 28 Mukhtar al Baluchi
- 29 al Mukh
- 30 Abdulrahman Abdullah al Ghamdi
- 31 Abdul Majid
- 32 Abdullah al Fak'asi al Ghamdior
- 33 Abdullah al Fakasi al Ghamdior
- 34 Abdullah al Fak asi al Ghamdior
- 35 Abdullah al Fakasi al Ghamdior
- 36 Meer Akram
- 37 ابو حفص المصري
- 38 Abu Hafs al Masri
- 39 Sheikh Taysir Abdullah
- 40 Abu Hafs
- 41 Abu Sitta

- 42 Abu Hafs al Kabir  
43 Abu Khadijah  
44 Abu Fatima  
45 Mohammed Atef  
46 محمد محمد الأمير عوض السيد عطا  
47 Mohamed Atta  
48 Mohamed Mohamed el Amir Awad el Sayed Atta  
49 Muhammad Muhammad al Amir Awad as Sayyid Atta  
50 Mohamed el Amir Awad el Sayed Atta  
51 Mehan Atta  
52 Mohammad el Amir  
53 Muhammad Atta  
54 Mohamed el Sayed  
55 Mohamed Elsayed  
56 Muhammad al Amir  
57 Awag al Sayyid Atta  
58 Awad al Sayad  
59 Mohamed el Amir  
60 مصطفى الهوساوي  
61 Mustafa Ahmed al Hawsawi  
62 Mustafa Ahmed al Hisawi  
63 Shaykh Said  
64 Mustafa Muhammed Ahmed  
65 Mustafa Ahmed  
66 Hashim Abd al Rahman  
67 Hashem Abdulrahman  
68 Hashem Abderahman  
69 Hashim Abdourahman  
70 Hashem Abdollahi  
71 Muhammad Adnan  
72 Muhammad Ahanad  
73 Abderahman Mustafa  
74 عمار البلوشية  
75 Ali Abdul Aziz Ali  
76 Ammar al Baluchi  
77 Isam Mansur  
78 Isam Mansar  
79 Isam Mansour  
80 Hani (Fawaz TRDNG)  
81 Hani Fawaz TRDNG  
82 Hani Fawaz TRDNG  
83 رمزي بن الشيبية

- 84 Ramzi Bin Al Shibh
- 85 Ramzi Mohamed Abdullah Binalsheidah
- 86 Ramzi Mohammed Abdullah Binalshibh
- 87 Ramzi Mohammed Abdellah Omar
- 88 Abu Ubaydah
- 89 Umar Muhammad Abdallah Ba Amar
- 90 مروان يوسف محمد رشيد لكراب الشحي
- 91 Marwan al Shehhi
- 92 Marwan Yousef Mohamed Rashid Lekrab al Shehhi
- 93 Marwan Yusuf Muhammad Rashid Lekrab ash Shehhi
- 94 نواف الحازمي
- 95 Nawaf al Hamzi
- 96 Nawaf Muhammed Salim al Hazmi
- 97 Nawaf al Hazmi
- 98 سعيد باهاج
- 99 Said Bahaji
- 100 Zouheir Al Maghribi
- 101 Mohamed Abbattay
- 102 Abderrahmane Al Maghribi
- 103 زياد سمير جراح
- 104 Ziad Jarrah
- 105 Ziad Samir Jarrah
- 106 Ziyad Samir Garrah
- 107 Ziad Jarrah Jarrat
- 108 Ziad Jarrahi
- 109 Ziad Samir al Jarrah
- 110 Ziyad Samir Jarrah
- 111 هاني صالح حسن حنجور
- 112 Hani Hanjour
- 113 Hani Saleh Hasan Hanjour
- 114 Hani Salih Hasan Hanjur
- 115 خالد المحضار
- 116 Khalid al Mihdhar
- 117 Khalid Muhammad Abdallah al Mihdhar
- 118 Sannan al Makki
- 119 Khalid bin Muhammad
- 120 Addallah al Mihdhar
- 121 Khalid Mohammad al Saqaf
- 122 زكريا الصبار
- 123 Zakarya Essabar
- 124 Zakariya Essabar

125 أنور ناصر عبدالله العولقي

126 Anwar Nasser Abdulla Al-Aulaqi

127 Anwar Nasser Abdulla Al Aulaqi

128 Anwar Nasser Abdulla AlAulaqi

129 Anwar al-Aulaqi

130 Anwar al Aulaqi

131 Anwar alAulaqi

132 Anwar al-Awlaki

133 Anwar al Awlaki

134 Anwar alAwlaki

135 Anwar al-Awlaqi

136 Anwar al Awlaqi

137 Anwar alAwlaqi

138 Anwar Nasser Aulaqi

139 Anwar Nasser Abdullah Aulaqi

140 Anwar Nasser Abdulla Aulaqi

141 سعيد الغامدي

142 Saeed al Ghamdi

143 Saeed Abdallah Ali Sulayman al Ghamdi

144 Sa'id al Ghamdi

145 Said al Ghamdi

146 Sa id al Ghamdi

147 Sáid al Ghamdi

148 احمد صلاة سعيد الغامدي

149 Ahmed al Ghamdi

150 Ahmed Salah Said al Ghamdi

151 Ahmad Salat Sa'id al Ghamdi

152 Ahmad Salat Said al Ghamdi

153 Ahmad Salat Sa id al Ghamdi

154 Ahmad Salat Sáid al Ghamdi

155 حمزة الغامدي

156 Hamza al Ghamdi

157 Hamza Alghamdi

158 مهند الشهري

159 Mohand al Shehri

160 Mohand Muhammed Fayiz al Shehri

161 Muhand ash Shehr

162 Mohammed al Shehhi

163 Mohald al Shehri

164 ماجد مشعان موقد

165 Majed Moqed

- 166 Majed Mashaan Ghanem Moqed
- 167 Majid Moqid Mushan bin Ghanim
- 168 Majad Masha an Muqad
- 169 سطاتم السقامي
- 170 Satam al Suqami
- 171 Satam Muhammed Abdel Rahman al Suqami
- 172 Satam as Suqami
- 173 أحمد بن عبد الله النامي
- 174 Ahmed al Nami
- 175 Ahmed bin Abdullah al Nami
- 176 Ahmad bin Abdullah al Nami
- 177 عبد العزيز العمري
- 178 Abdulaziz al Omari
- 179 Abd al Aziz al Umari
- 180 سالم الحازمي
- 181 Salem al Hamzi
- 182 Salem al Hazmi
- 183 Salam al Hazmi
- 184 وائل الشهري
- 185 Wail al Shehri
- 186 Wail Mohammed al Shehri
- 187 Wail ash Shehri
- 188 وليد الشهري
- 189 Waleed al Shehri
- 190 Waleed Mohammed al Shehri
- 191 Walid ash Shehri
- 192 فايز راشد احمد حسن القاضي بني حمد
- 193 Fayez Banihammad
- 194 Fayez Rashid Ahmed Hassan al Qadi Banihammad
- 195 Fayaz Rashid Ahmad Hassan al Qadi Bani Hammad
- 196 Fayez Ahmad
- 197 Banihammad Fayez Abu Dhabi Banihammad
- 198 Fayez Rashid Ahmed
- 199 Rasid Ahmed Hassen Alqadi
- 200 Abu Dhabi Banihammad Ahmed Fayez
- 201 احمد ابراهيم الحزنأوي
- 202 Ahmad al Haznawi
- 203 Ahmed Ibrahim al Haznawi
- 204 Ahmad Ibrahim al Haznawi
- 205 وليد محمد صالح بن رشيد بن عطاش

206 Walid Bin Attash  
207 Walid Muhammad Salih bin Attash  
208 Walid Muhammad Salih bin Roshayed bin Attash  
209 Khallad bin Attash  
210 Saleh Saeed Mohammed bin Yousaf  
211 Tawfiq Muhammad Salih bin Rashid  
212 منير المتصدق  
213 Mounir el Motassadeq  
214 Mounir el Moutassadeq  
215 Sharif al Din Ali Mukhtar  
216 Abu Rida al Sufi  
217 Mohamed Loay Bayazid  
218 Mohammed Loay Baizid  
219 Abu Ridha al Suri  
220 Abu Rida the Syrian  
221 Wa'el Hamza Jelaidan  
222 Wael Hamza Jelaidan  
223 Wa el Hamza Jelaidan  
224 Wáel Hamza Jelaidan  
225 Abu al Hasan  
226 Abu Hassan al Madani  
227 Abu Anas  
228 Abu Anas al Saudi  
229 Abu Hammam  
230 Abu Horan  
231 Ali Haroun  
232 Abu Hassan al Sudani  
233 Sheikh Said al Masri  
234 Saeed al Masri  
235 Mustafa Ahmed Muhammad Uthman Abu al Yazid  
236 Abu Yassir Sarrir  
237 Abu Yassir al Jaza'iri  
238 Abu Yassir al Jazairi  
239 Abu Yassir al Jaza iri  
240 Abu Yassir al Jazáiri  
241 Mohammed Yassir al Masri  
242 Aafia Siddiqui  
243 Fahrem Shahin  
244 Shaykh Sa'id  
245 Shaykh Sa id  
246 Shaykh Sáid  
247 Wadi al Aqiq Company, Ltd.  
248 Wadi al Aqiq Company Ltd

249 Wadi al Aqiq Company Ltd  
250 Al Hijrah Construction and Development, Ltd.  
251 Al Hijrah Construction and Development Ltd  
252 Al Hijrah Construction and Development Ltd  
253 Taba Investment Company, Ltd.  
254 Taba Investment Company Ltd  
255 Taba Investment Company Ltd  
256 Al Timar al Mubarikah  
257 Gum Arabic Company  
258 Bin Ladin International  
259 Al Qudarat Transport Company  
260 Blessed Fruits Company  
261 Saeed Ahmad Lootah